GOVERNMENT OF INDIA.

ARMY DEPARTMENT.

No. A.-9340—1 (A. G. 8), dated the 16th March 1922.

From—The Secretary to the Government of India, Army Department,

To—The Secretary to the Government of the Punjab, Home (Military) Department.

SUBJECT.—*Procedure to be adopted in the case of military pensioners who make seditious speeches at public meetings.*

I am directed to refer to your letter No. 32732—Mily., dated the 24th December 1921, on the above subject, and to say that in the case of civil pensioners it has been held :—

(*i*) that, subject to the investigation of each case on its merits, seditious and violent agitation against the administration falls within the meaning of the expression "grave misconduct" for the purposes of article 351 of the Civil Service Regulations and that agitation in the form of passive resistance to the orders of Government or advocacy of such a course may, in certain circumstances, to be examined, amount to "grave misconduct;"

(*ii*) that active support or advocacy of the movement of non-co-operation also constitutes "grave misconduct" for the purposes of the rule cited above, each case being treated on its merits;

(*iii*) that, in all cases, a warning should be given to the pensioner before penal action is resorted to.

2. The Government of India have decided that the general principles enunciated above should also apply to military pensioners. Such pensioners, however, are not amenable to the Indian Army Act, and the military authorities will not take any action unless and until a responsible civil or political officer, or a local Government, makes a definite recommendation to the Government of India, to the effect that a pensioner should forfeit his pension. On receipt of such a recommendation, the question of withdrawing the pension under the provisions of paragraph 1029, Army Regulations, India, Volume I, will be considered.

No. A.-9340—2 (A. G. 8).

Copy of the above forwarded to :—

The Home Department.
The Foreign and Political Department.
The Chief Secretary to Government of Madras.
The Chief Secretary to the Government of Bombay.
The Chief Secretary to the Government of Bengal.
The Chief Secretary to the Government of the United Provinces.
The Chief Secretary to the Government of Burma.
The Chief Secretary to the Government of Bihar and Orissa.
The Chief Secretary to the Government of the Central Provinces.
The Chief Secretary to the Government of Assam.
The Hon'ble the Resident at Hyderabad.
The Hon'ble the Chief Commissioner and Agent to the Governor-General, North-West Frontier Province.
The Hon'ble the Agent to the Governor-General and Chief Commissioner in Baluchistan.
The Hon'ble the Agent to the Governor-General in Central India.
The Hon'ble the Agent to the Governor-General in Rajputana and Chief Commissioner, Ajmer-Merwara.
The Hon'ble the Resident in Mysore and the Chief Commissioner of Coorg.
The Resident, Kashmir.
The Resident, Baroda.
The Chief Commissioner, Delhi.
The Adjutant-General in India.

Circular No. 254-C., dated Delhi, the 22nd February 1918.

From—The Hon'ble Mr. R. A. Mant, I.C.S., Secretary to the Government of India, Department of Revenue and Agriculture.

To—The Secretary to the Government of Madras, Revenue Department.
The Chief Secretary to the Government of Bombay.

The Secretary to the Government of Bengal, Revenue Department.
The Secretary to the Government of Bihar and Orissa, Revenue Department.
The Chief Secretary to the Government of the United Provinces.
The Revenue Secretary to the Government of the Punjab.
The Revenue Secretary to the Government of Burma.
The Hon'ble the Chief Commissioner, Central Provinces.
The Hon'ble the Chief Commissioner, Assam.

To Central Provinces only. To Assam only.

With reference to the correspondence ending with your [(the Hon'ble Mr. Dyer's) / [the Hon'ble Mr. Webster's]] letter

No.	1383	dated the 15th May
	5312-220 (Confidential),	28th April
	510-T. R. (Confidential)	7th May
	3570—R. I.-G. 31,	23rd June
	674-1—199,	13th April
	10481-Rev.,	24th April
	150-M.—2-G.,	6th April
	406-X.-C.—84,	2nd May
	2164 R. (Confidential),	3rd May

1917, I am directed to inform you that the Government of India have decided that all future civil or military grants of land, jagirs, assignments of land revenue, special pensions, and analogous continuing rewards for services rendered shall be subject to the condition of loyal behaviour and active support of Government in any time of trouble or disorder. In the case of tenant grants (such as those under peasant conditions in the Punjab Canal Colonies), carrying a right to acquire proprietary rights, the condition will lapse when those rights have been acquired. The terms of the grant should be so drawn as to ensure that the Local Government or Administration will in all cases be the final authority to decide whether this condition has been violated, and, that a breach of the condition will involve resumption, either temporary or permanent, of the grant or such portion thereof as the Local Government or Administration may determine If this is done, it will not, in the opinion of the Government of India, be necessary to bar the jurisdiction of civil courts, where the law of the Province prescribes application to those courts as the regular procedure for ejectment in such cases.

To Punjab only.

No. 171-237—11, dated Simla, the 26th February 1918.

Endorsed by the Government of India in the Department of Revenue and Agriculture.

Copy forwarded to the
- Hon'ble the Chief Commissioner and Agent to the Governor-General, North-West Frontier Province,
- Agent to the Governor-General and Chief Commissioner, Baluchistan,
- Chief Commissioner, Ajmer-Merwara,
- Chief Commissioner, Coorg,
- Chief Commissioner, Delhi,

for information.

No. 171-237—11.

Endorsed by the Government of India in the Department of Revenue and Agriculture.
Copy of correspondence forwarded to the Army Department for information.

REVENUE SECRETARIAT.

No. I. C. 3940—*Ft.* 320-22-4, *dated* 22*nd December* 1923.

The Government of His Highness the Maharaja of Mysore are pleased to declare under the provisions of Section 35 (iii) of the Mysore Forest Regulations XI of 1900, the area, the boundaries of which are described in the annexed schedule is constituted a "Timber Reserve."

Schedule.

District	Taluk	Hobli	Name of Block	Area	Situation
				A. g.	
Shimoga	Shikarpur	Shikarpur	Kasargatta	480 1	Situated in the south-eastern portion of Shikarpur Taluk to the west of Shimoga-Shikarpur road.

North:—The boundary of the proposed reserve starts at the trijunction bhands of Kasargatta, Harokoppa and Yerakatte villages in the north-eastern corner of survey number 17